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(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)January 17, 2002**FACSIMILE COVER SHEET****FAX RECEIVED**

FEB 12 2003

GROUP 1600**PLEASE DELIVER TO: Examiner Wehbe****COMPANY: USPTO****OFFICIAL****FACSIMILE NUMBER: (703) 308-4242****NUMBER OF PAGES (COUNTING COVER SHEET): 17****FROM: Benjamin A. Adler****MESSAGE: Please deliver the attached to Examiner Wehbe. Examiner Wehbe, attached is a Response After Final for Adenoviral Vector Encoding Pro Apoptotic Bax Gene and Uses Thereof (USSN 09/393,173; D6163). Thank you.****CONFIDENTIALITY NOTICE:** Unless otherwise indicated or obvious from the nature of this transmittal, the information contained in this facsimile is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader is not the intended recipient or an employee or agent responsible for delivery, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you receive this communication in error, please immediately notify Dr. Benjamin A. Adler at (713) 270-5391 and promptly return the facsimile. Thank you.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Curiel <i>et al.</i>	§	ART UNIT: 1632
FILED: September 9, 1999	§	
SERIAL NO.: 09/393,173	§	EXAMINER: Wehbe, A.M.S.
FOR: Adenoviral Vector Encoding Pro- Apoptotic Bax Gene and Uses Thereof	§	DOCKET: D6163

RESPONSE AFTER FINAL

Dear Sir:

Responsive to the Final Office Action mailed August 28, 2002, please enter the following amendments and remarks. Reconsideration of this application as amended is respectfully requested.

AMENDMENTSIN THE CLAIMS:

Please amend claim 3 as follows:

3. (twice amended) A method of treating an individual having a neoplastic disease, comprising the step of administering to said individual a composition comprising an inducible recombinant adenoviral vector encoding a pro-apoptotic *bax* gene which is placed downstream of a *loxP* excision cassette and a vector encoding a